

Court rules on funding

The California State Supreme Court established ground rules for initiatives and threw out a non-election year fundraising ban by legislative candidates. **Page 5**

Dancing at SJSU

Modern dance group Dance For Two will be showing off its stuff Saturday and Sunday nights at the Studio Theatre. **Page 6**

A mountain of doo

This monstrous pile of pigeon feces is just an example of several piles that have been building up at Duncan Hall. The piles, which are cleaned up only when people call and request it, are creating some concerns with the teachers and staff that work there. **Below**



Sports

A Halloween victory

The ninth-ranked women's volleyball team swept past the Mustangs of Cal Poly on Wednesday night. **Page 4**

Pillars in the trenches

The offensive line of the SJSU football team is helping the Spartans enjoy a great season. **Page 4**

Published for the University and University Community by the Department of Journalism and Mass Communications since 1934.

SPARTAN DAILY

Weather
Mostly sunny with highs in the mid 60s and lows in the mid 40s. Winds out of the south around 20 mph.
— National Weather Service

VOLUME 95, NUMBER 46

FRIDAY, NOVEMBER 2, 1990



Nikki Hart — Daily staff photographer

California gubernatorial candidate Diane Feinstein signals to the crowd as she was leaving SJSU on Thursday while SJSU Director of Health Services Richard Sanchez looks on. More than 1,300 people attended the rally.

Feinstein lambasts Republicans

By Leigh Ann Clifton
Daily staff writer

Californians can't afford four more years of Republican leadership, said gubernatorial candidate Diane Feinstein and other top Democrats on the state ticket Thursday at a rally at the SJSU Event Center.

Feinstein talked to the crowd of more than 1,300 about the environment, health insurance, abortion and drugs and briefly touched on the education of California's citizens.

"Leadership can come in a skirt, just as well as in a pin-stripe suit," Feinstein said, smiling. "The only thing that matters is how much a leader cares."

Feinstein, incumbent Lt. Governor Leo McCarthy, incumbent Secretary of State March Fong Eu and Kathleen Brown, candidate for state treasurer all addressed the crowd. Also in attendance was Assemblyman John Vasconcellos, D-San Jose, Congressman Norm Mineta, D-San Jose.

Dr. Richard Sanchez, director of SJSU health services, served on San Francisco's Health Commission while Feinstein was mayor. Presently he serves on her campaign finance committee.

ELECTION 1990

Sanchez praised her as a woman and leader who believes "a woman's body is under her own domain." Introducing Feinstein, he called her a "dynamic woman."

One visible issue in this campaign and in many others across the nation is abortion. Feinstein, who is pro-choice, said "we should regulate savings and loans, but not a woman's body."

She said she was leery of "choice being thrust into the vagaries of state legislators."

Feinstein said her vision of California is a state with "many different people being able to live together without bias."

Referring to her detractors, Feinstein said, "they've said, 'she is too little, too late; that no Southerners would vote for Northerners; that men wouldn't vote for a woman.'" Feinstein said they're wrong and that the voters will prove that when they go to the polls Tuesday.

Proposition 128, popularly known as

See FEINSTEIN, page 5

Fiscalini addresses students

By Angus Klein
Daily staff writer

San Jose mayoral candidate Frank Fiscalini promised during an appearance on campus Thursday that the SJSU community will see a whole new era of cooperation between the city government and SJSU if he's elected mayor Tuesday.

Fiscalini held an informal question and answer session in front of the Student

Union from 11 a.m. to 12:30 p.m. Thursday as part of the last leg of his campaign for mayor.

Fiscalini, who projected the image of an earnest man who is comfortable fielding questions from the general public, stood behind a bench and answered most questions in depth to a crowd that fluctu-

See FISCALINI, page 3

Charges filed on 6 football players

By Bill Williamson
Daily staff writer

Six SJSU football players face charges resulting from two different incidents at a downtown San Jose nightclub.

Five of the players are scheduled to be arraigned Nov. 15 in Santa Clara County Municipal Court on assault and battery charges stemming from a Sept. 30 fight with security staff members at the Club Oasis.

Linebackers Everett Lampkins, 23, and Lyleil Mayo, 22; guard Chad Hymel, 22; center Brian Woods, 21, and wide receiver Gabe Smith, 22 were allegedly involved in the altercation with bouncers at the club.

An Oasis bouncer suffered a broken nose during the melee.

"The football players started the fight with our bouncers," said Janice Machiko, Oasis promotions manager. "They were bothering some of our employees and our guys asked them to relax and talk about it outside."

"On the way out of the back door the biggest guy sucker punched our guy, who is our smallest bouncer."

The charges are misdemeanors, each punishable by up to one year in county jail and a fine of up to \$2,000.

Spartan free safety Hesh Colar, 20, was arrested at the Club Oasis on Oct. 25 on suspicion of interfering with a police officer and carrying a false ID. Colar's arraignment is pending.

All of the arrested Spartans are starters except Smith. Hymel underwent arthroscopic knee surgery this week, and he may be available for next week's game at New Mexico State.

Head coach Terry Shea has suspended Colar for Saturday's home game against

Fullerton State.

Shea said he has not decided if he wants to suspend the other five players.

Mayo was suspended for one game after his arrest in September on suspicion of domestic violence, but charges were never filed. He was, however, convicted on outstanding traffic warrants.

Mayo was sentenced Monday to two years probation and will have to serve 15 days of weekend community service beginning in January.

"I talked about image to my team from the first day I stepped on this campus," said Shea, who was hired as the squad's coach on April 13. "What my team does is very important to me."

The Nov. 15 arraignment could figure in the squad's run at the Big West Conference title. The Spartans currently lead rival Fresno State by a half-game.

The two teams finish the regular season at Spartan Stadium two days after the Nov. 17 court appearances. Because the two teams are so far ahead of the other six squads in the conference, the winner of the contest will represent the conference on Dec. 8 in the California Raisin Bowl.

The five players who were involved in the incident with Club Oasis security Sept. 30, one day after the team's 29-23 victory at Stanford, were cited but not arrested.

The Sept. 30 incident, coupled with Colar's trouble at the club, has resulted in a team-wide ban at the club.

Although the Oasis has forbidden team members from entering its doors, other SJSU community nightclubs are varied on their stances.

Bob Simpson of Paradise Beach said his club only prohibits individuals from entering, not entire groups.

VSA satisfies concerns; donates funds to charity

By Leigh Ann Clifton
Daily staff writer

In September, charges surfaced alleging that officials of the Vietnamese Students Association misappropriated funds meant for charity.

The charges, brought by former VSA member Thinh Ha, claimed that donations collected at a February benefit show sponsored by the VSA, had in fact never been donated and sat in VSA accounts.

Oct. 7, after a seven month period, the funds were donated, according to Tam Quách, VSA president.

Quách said the money was donated to Aid to Refugee Children Without Parents, Inc., in San Jose. Executive Director of the company, Huu Nguyen, acknowledged receipt of the money, \$400, in an Oct. 12 letter to the VSA.

"We are looking forward to your continued support..." Nguyen said. Of the \$400 in donated, more than \$300 were student donations. The rest was added by the VSA.

Quách said he was told by former VSA president Trin Tran in September that the money was for Nguyen's organization and he feels the situation has been resolved.

The delay in following through on donating the money had created some concern among current and former VSA members, who questioned the club's effectiveness in meeting its obligations to students.

The VSA currently has about 350 members. About 70 of these members are new, having joined since mid-September, he said.

Nguyen said he hadn't been contacted about donating the money to his organiza-

See VSA, page 5

Fowl feces leave building in foul feather

By Lori Sinsley
Daily staff writer

Every so often, Dick Quisenberry sends out a team of custodians, dressed in rubber boots, disposable overalls and anti-toxic face masks, to clean piles of pigeon poop off building ledges.

The dirty work is done only when someone requests it and the custodians take precautions not to expose themselves or others to the solid waste that can cause pneumonia, and in some extreme cases, death.

They remove the guano by wetting it and shoveling it up into plastic bags, which are then sealed and disposed of as normal trash, according to Victor Castillo, director of grounds, transportation and custodial services at SJSU.

Pigeon feces present a possible health hazard if it dries, turns into dust and becomes airborne, Castillo said.

Scientifically known as psittacosis, the threatening disease is an

infectious form of pneumonia transmitted by certain birds, according to the "Merck Manual," a medical terminology book.

"Human infection usually occurs by inhaling dust from feathers or their excreta," according to the manual.

Castillo said the disease inflames the respiratory system. The manual states that other symptoms include fever, chills and anorexia. If a case goes untreated, death may occur.

"We've seen no evidence that it's a problem here. Certainly no cases have ever been diagnosed while I've been director," said Robert J. Latta, associate director of SJSU student health services.

Latta first heard about the disease in the late '60s when he worked at the Center for Disease Control in Atlanta.

"It's something you always hear about but it's not that common actually," Latta said.

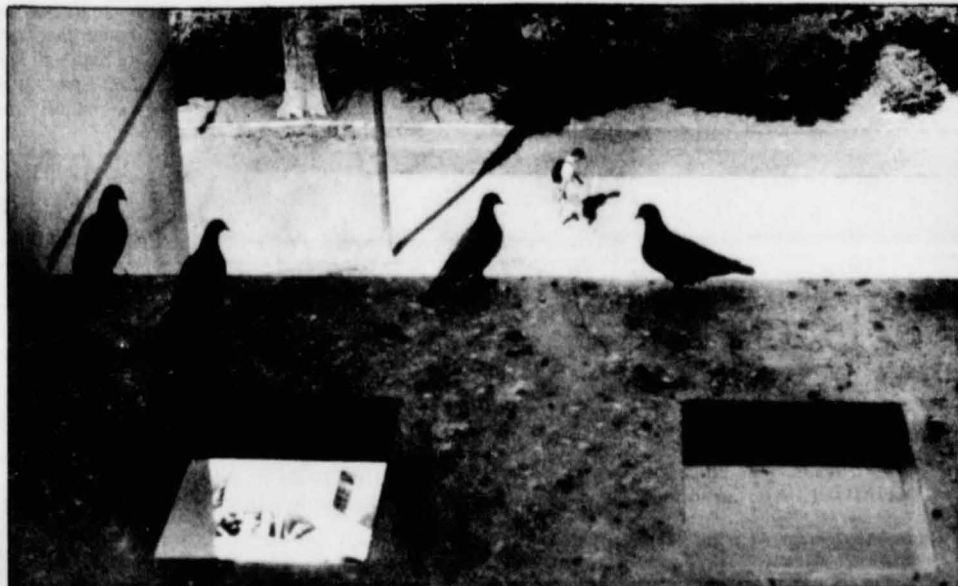
Andy Ramos, SJSU's environmental health and occupational safety director, said that "the pigeon droppings are only a problem for people who are sensitive to pigeons. Something so organic is hardly dangerous for the general population."

But others disagree. The concern surrounding the toxicity of pigeon feces came to light in 1988, when occupants in Duncan Hall questioned the way workers were removing the waste from the rooftops.

"Years ago you took a broom and cleaned it up," said Peter Lester, chairman of the meteorology department, who's in charge of an observational platform on the top of Duncan Hall. "You can't do that anymore."

Pigeons, undeterred by the fake owls that are there today to ward them off, roosted on meteorological equipment and air supply fans

See FECES, page 5



Ann Nelson — Daily staff photographer

Pigeon droppings, like these on the roof of Duncan Hall, can create health hazards

EDITORIAL

Think of planet at the polls

ELECTION

1990

It's the environmental groups pushing for increased global consciousness versus business groups fighting for a stabilized economy. It's Proposition 128 versus Proposition 135.

These two initiatives, along with the Forest Forever campaign, Proposition 130, and Proposition 138, termed Big Stump by environmentalists, could possibly be the most controversial decisions facing voters in the November 6 election.

Proposition 128, the Environmental Protection Act of 1990, is designed to regulate a broad range of environmental issues.

It would completely phase out the use of cancer-causing, ozone-depleting pesticides on food.

It would provide a \$300 million bond issue to buy ancient redwood forests to prevent logging of these trees.

It would make more restrictions on emissions of CFC's, chlorofluorocarbons, which deplete the ozone layer. It would also appropriate \$40 million for environmental research and limit oil drilling.

Forests Forever, Proposition 130, and the timber industry-backed proposition 138 are also setting up battle lines between the environment and the economy.

Proposition 130 would create a 10-year program to buy and protect ancient forests and provide a wildlife habitat with a \$742 million bond.

Its main purpose is to completely eliminate clearcutting.

Proposition 130 prohibits anyone who owns more than 5,000 acres from cutting down more trees in 10 years that will grow up within the same time period.

That is sensible protection for the future.

Opponents claim that loggers and mill workers will lose their jobs. But

The passing of Proposition 128 would be a bold leap, taken with a giant swallow, toward the goal of a new set of priorities with the planet at the top.

Faced with profits now or a global future, it is irresponsible of industrial groups to submerge these responsible choices.

Proposition 135, backed by the California Farm Bureau Federation and the California Growers Association, is supposed to regulate pesticides by expanding government regulation programs. It creates added bureaucracies by establishing more pesticide advisory panels and provides only \$25 million dollars through 1995 for pesticide research.

Its self-stated purpose on the ballot is to cancel Proposition 128.

Section 87 of the initiative text reads, "it is the intent of the people to implement this initiative measure...to the exclusion of the Environmental Protection Act of 1990."

Vote no on 135 and yes on 128.

the bond provides \$32 million for a timber industry employee compensation program.

Proposition 138 would provide \$300 million towards the reforestation of private timberlands under 5,000 acres. It only bans clearcutting in ancient forests and allows for continued clearcutting elsewhere.

Proposition 138 would allow giant timber companies to continue removing forests and creating large moonscapes. Those companies would be exempt from reforestation requirements by having land larger than 5,000 acres.

This shows a complete disregard for the integral part the forests play in the ecosystem of the West Coast.

Proposition 138 deserves a no vote. Vote yes on Proposition 130.

LETTERS TO THE EDITOR

Commute complaints unneeded; Ad inappropriate; college benefits few

No choice

Editor,
I am writing in response to Todd Anderson's article, "The Commute from hell solved."

It is people like you that do not understand the reasons that other students have for not car pooling to school since you "live a mere block from campus".

Good for you Todd, why don't you find us all a place to live close to campus so we don't have to drive to school and while your at it, why don't you donate money to those that have to live at home since they can't afford to

live on or near campus.

I used to live three blocks from school and enjoyed riding my bike, but now I no longer have that "convenience. I live farther away because the rent is too high downtown and nothing is available that is worth living in.

I'm not complaining about not finding any parking and I don't enjoy "choking" our environment. If anything I'd like to car pool and save energy, but I have no choice but to drive alone.

Do me a favor Anderson. Since you're so caring about our air, why don't you find me a person that can car pool with me at eight in the morning,

that has the same schedule as I do, that lives in my area, that can leave school at two, that has a job to go to right after near my work, and doesn't mind getting home at eight in the evening.

And if you can't help, then stop your complaining. You have no right to.

Enjoy your last year as a senior, graduate, and let someone else move into your place. Your "mere block from campus" home is just perfect for someone who needs it.

Lilly Gutierrez
Junior
Advertising

Thanks, Kristi

Editor,
My thanks to A.S. Executive Vice President Kristi Nowak for clarifying the recent Frank Fiscalini campaign endorsement made by Arneze Washington.

I, and I am sure many other students, were unaware that the purpose of Associated Students is not to publicly and officially endorse political campaigns.

The truth of the matter may be that President Washington in no way intended his picture and the promotional statement below it to be printed as an official campaign endorsement for Frank Fiscalini.

However, this was the very effect that this ad achieved. I, and many people with whom I spoke, had understood this paid political advertisement to be an official endorsement by the Associated Students.

This angers me because President Washington's job is to represent the students. This political ad did not fairly represent the students and was very misleading.

This sort of opportunist political schmoozing will not be tolerated by myself and others, when student representation is involved.

Lessly Wikle
Senior
Communications

MAYBE FLAG DESECRATION
SHOULD BE A FEDERAL OFFENSE

Raul Dominguez - Spartan Daily

Forum policies

The Spartan Daily provides a daily Forum page. Contributions to the page are encouraged from students, staff, faculty, others who are interested in the University at large.

Any letter or column for the Forum page must be turned into the Letters to the Editor box in the Spartan Daily newsroom, WLN 104, during office hours.

Submissions may also be mailed to Forum Editor, The Spartan Daily, Department of Journalism, San Jose State University, San Jose, CA., 95192. Articles and letters must contain the author's name, phone number, address, and major (if a student).

Contributions should be typed or submitted on 3.5" Macintosh-compatible disc.

Submissions become property of the Spartan Daily and will be edited for grammar, libel, spelling and length.

Categories available to non-Daily Staffers are:

Campus voice: 500-900 word essays on current campus, political, or personal issues. Submissions should be well researched.

Letters to the Editor: Up to 500 words responding to Spartan Daily articles, or calling attention to a particular issue or point of view.

Other articles which appear on this page include:

Reporters/Editors forum: Opinion pieces written by Spartan Daily staff writers/editors which do not necessarily represent the views of the Spartan Daily. The Department of Mass Communications, or SJSU. Reporters are prohibited from writing opinion on issues they cover for news sections.

Editorials: Unsigned opinion pieces which appear in the upper-left corner of the forum page are the majority opinion of an editorial board comprised of Spartan Daily editors.

QUOTE OF THE WEEK

"There is another side to the story . . . I think they hire bouncers there from the ghetto. They're rude, crude. They're jealous of the football players."

—Spartan nose guard Bob Bleisch, responding to the Oasis nightclub banning the football team following a fight that broke out Oct. 25.

School useless

Editor,
A college degree is worthless unless you want to be a scientist, engineer, lawyer or doctor.

I've spent three years here at SJSU and have finally discovered that if I would have gone to work after high school I would be earning \$25,000 per year right now.

When I was in high school I was told by teachers, counselors and by my mother that college was important and if I didn't go I would be a loser in life. I didn't contest this idea. A friend told me recently that she didn't want to

attend college but her father convinced her.

Today, high school drop-outs are damned by experts and these experts worship college education as if it were a panacea for our social problems. The business degree is worthless. What better way to learn about business than by starting at the bottom.

The captains of industry, such as McCormick, Carnegie, Kaiser, Ford and Kroc never went to college and they conquered the world.

My opponents will say "only low paying jobs are available to non-college people." Initially, wages are low. But who says eight hours is a

workday? What about 12 hours? As time passes, wages will rise and if one is smart, good opportunities will be found. Thousands of young people lose time, energy and money in school while listening to neo-socialist rhetoric and obsolete business strategies.

The only food benefit I've received from SJSU is the friendships I've built.

Other than that, SJSU and other schools have become day care centers for unproductive, apathetic and visionless human beings.

Butch Hutchinson
Senior
Economics

SPARTAN DAILY

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Second class postage paid at San Jose, California. Member of the California Newspaper Publishers Association and The Associated Press. Published daily, at San Jose State University, during the college year. The opinions expressed in the paper are not necessarily those of the Department of Journalism and Mass Communications, the University or any other students or faculty organization. Mail subscriptions accepted on a remainder of semester basis. Full academic year, \$20. Each semester, \$10. Off-campus price per-copy, 15 cents. On campus delivery paid through Instructionally-Related Activities funds at 50 cents per full-time student. Phone: Editorial (408) 924-3280. Advertising (408) 924-3270. Printed by Independent Publications. Postmaster: Please send all address corrections to Spartan Daily, San Jose State University, One Washington Square, San Jose, California 95192.

State Supreme Court ruling affects propositions

Court establishes ground rules for initiatives, throws out non-election year fundraising ban

SAN FRANCISCO (AP) — The state Supreme Court Thursday threw out a ban on non-election year fundraising by legislative candidates and set ground rules for competing initiatives that could affect next week's measures on term limits and the environment.

In a 5-2 decision, the court said that when two rival measures are on the same ballot and get majority votes, only the one with more votes takes effect, and no provisions of the other can be enforced.

The ruling, effective in 30 days, voided all remaining provisions of Proposition 68, a campaign fi-

nance initiative for legislative candidates that was approved in June 1988 by 53 percent of the voters. Proposition 73, a milder campaign finance measure on the same ballot, got 58 percent of the vote.

The court rejected arguments by Common Cause and other groups backing Proposition 68 that portions of the measure that did not expressly conflict with Proposition 73 could be salvaged: an overall limit on contributions to legislative candidates, and a ban on off-year fundraising.

Contribution limits in Proposition 73 have been ruled unconsti-

tional by a federal judge, but have been allowed to remain in effect for legislative races until appeals are resolved.

Thursday's ruling could affect several sets of competing initiatives on next Tuesday's ballot, wiping out all provisions of a measure that passed by a majority but got fewer votes than a conflicting measure.

For example, Propositions 131 and 140 contain rival sets of term limits for office-holders, but each also contains other provisions: voluntary spending limits and partial public financing of campaigns in Proposition 131, and a cut in the Legislature's budget in Proposition 140.

Competing environmental measures — Propositions 130 and 138

on forestry, the Proposition 128 "Big Green" initiative and its farmer-backed Proposition 135 rival on pesticides — also contain many provisions that do not conflict with any portions of the other measures.

Under Thursday's ruling, if two measures passed and were found to be in overall conflict, none of the measure with less votes could be enforced.

When a second measure is "directed to the same subject and offered as a competing regulatory scheme ... only the provisions of the measure receiving the highest affirmative vote are operative," said the opinion by Justice David Eagleson.

Lower courts had interpreted state law to require comparison of each provision of rival initiatives to decide whether portions of a measure receiving less votes could be enforced separately.

Eagleson rejected that approach as "judicial legislation" and said there was no reason to think it was intended by voters who supported either or both measures.

Justice Stanley Mosk, in a separate opinion, said patching together parts of two competing initiatives could create "a Frankenstein's monster whose existence the voters never contemplated." But dissenting Justice Joyce Kennard, joined by Justice

Allen Broussard, said the approach the court rejected was required by state law.

The ruling does not become final for at least 30 days, and in

any case would not appear to affect fundraising for legislative candidates in next week's election, currently governed by Proposition 73.

Eagleson noted that the ruling by U.S. District Judge Lawrence Karlton of Sacramento, striking down central provisions of Proposition 73, was not yet final because appeals are unresolved. He said the court did not need to determine now whether portions of Proposition 68 could be revived if Proposition 73 were finally ruled unconstitutional.

Court upholds death sentence of convicted murderer of child

SAN FRANCISCO (AP) — The California Supreme Court on Thursday unanimously upheld the death sentence of Theodore Frank, convicted of the notorious 1978 torture-murder of 2-year-old Amy Sue Seitz.

The child's body was found in a Southern California canyon. She had been tortured with pliers, scratched, raped and strangled.

The defense had argued that admitting testimony about Frank's prior, often brutal sexual assaults on other children, which he detailed in a personal diary, prejudiced the jury.

The attorney said the evidence, including vivid descriptions of violence, elicited "visceral emotions" from jurors that incensed the panel.

But the high court, in a 37-page ruling, said that any such trial errors were minor, especially in light of the tremendous amount of evidence Orange County Superior Court Judge John Ryan correctly allowed the prosecution to submit to win a death sentence.

"We find no abuse of discretion here," wrote Chief Justice Malcolm Lucas. "The murder of Amy occurred in 1978. A continuing pattern of prior assaults and molestations of children commencing in 1968 was certainly relevant to the penalty determination and, from that standpoint, the offenses in 1968, 1972 and 1973 cannot be

'He's sick all right, but not mentally. In this case, the death penalty is a punishment that fits the crime.'

— Jeffrey Koch, assistant attorney general

deemed unduly remote."

Frank, 55, has twice been sentenced to die in the gas chamber for murdering Amy and is now on San Quentin's death row.

His attorney, Public Defender Kent Barkhurst, said he planned to petition the California Supreme Court for a rehearing and to appeal the sentence to the U.S. Supreme Court.

"Because of Mr. Frank's mental illness he deserves to be in prison, but not executed," Barkhurst said. "He's a model prisoner and has assisted other inmates in learning how to read. He has adjusted to prison life."

Frank, who has been diagnosed as a pedophile, has admitted to molesting children but denies he killed Amy, his attorney said.

But Jeffrey Koch, the assistant attorney general who handled the case on appeal, called Frank "a monster who knew exactly what he was doing."

"He had a penchant for sexually torturing kids. He stalked them. It was all very deliberate," Koch said. "He's sick all right, but not

mentally. In this case, the death penalty is a punishment that fits the crime."

In upholding his death sentence, the Supreme Court also said that the trial judge didn't err by letting the jurors review photographs of Amy when she was alive and of her dead body.

"As the prosecutor pointed out immediately following his use of the photos in closing arguments, 'You don't have to be angry; you don't have to be emotional; I think all you have to do is reflect on the purpose of the death penalty, on its function, on its justice,'" the high court wrote.

In 1985, the state Supreme Court overturned Frank's original death sentence because the trial judge allowed some of Frank's diaries into evidence. The diaries recounted molestations of more than 100 children over 20 years, but the court said a warrant used to seize the diaries was improper. The penalty phase was retried in Orange County in 1987 and Frank was again sentenced to death.

Wilson ahead in new poll

SAN FRANCISCO (AP)

— Republican Pete Wilson is edging out Democrat Dianne Feinstein in the gubernatorial race, according to a new California Poll released Thursday.

The survey, published in Thursday's editions of the San Francisco Chronicle, showed Wilson is favored by 47 percent of those surveyed compared to 39 percent who said they preferred Feinstein. Six percent favored other candidates and 8 percent were undecided.

The poll, conducted Oct. 26-30, surveyed 1,248 registered voters and has a margin of error of plus or minus 2.9 percent.

In a similar poll conducted earlier this month, the U.S. senator led Feinstein 47 percent to 42 percent.

Wilson was favored by more male voters who were surveyed, 48 percent compared to 36 percent who preferred former San Francisco Mayor Feinstein.

FISCALINI

From page 1

ated from about 20 to 30 students at any time.

Fiscalini said he will attempt to improve the grim situation education faces in the state budgetary cuts, particularly SJSU and K-12 schools in the San Jose area.

"I'm committed to making the mayor's office a tool (for) improving the quality of education," Fiscalini said. "I will help the schools by helping to brake the barriers in Sacramento where we spend approximately \$35,000 a year to keep a criminal incarcerated and only about \$3,300 a year to keep a student in school."

Fiscalini declared his support for the closure of San Carlos Street, because "it would make the area safer."

"I don't want to wait around to see more people get hit on San Carlos Street," he added.

"The campus should be unified as well, if the street were closed both sides (the Fourth Street and 10th Street sides) of San Carlos would serve as gates to the campus."

He discounted opponent Susan Hammer's negative advertisements as "lies."

"Integrity is an issue in this campaign," Fiscalini said. "I've been the victim of two vicious ads already. They were both untruthful."

He also criticized Hammer's experience.

"Hammer's never managed a

large budget, I have," Fiscalini said. "I managed the whole Eastside Union School District budget."

Upon being questioned and doubted by a student about his own experience in government, Fiscalini quickly replied, "You don't think I know the inter-workings of government after spending 25 years as a CEO of a large school district. Let me tell you the differences are not great, the budgets are almost the same."

One student expressed his concern for "the dwindling amount of preserved parks in San Jose," namely the Coyote Valley area in South San Jose, to which Fiscalini expressed sympathy and said he planned to pursue park preservation if he was elected.

Fiscalini later responded to questions about the development of Coyote Valley in terms that he was planning to do so.

Another student vehemently asked Fiscalini whether the development of the Coyote Valley was in contradiction of his past statements that he was concerned with preserving the last few park areas in San Jose.

"That plan (to develop the Coyote Valley area) is already in effect. I had nothing to do with the implementation of that plan. I'm the one who will manage it, and I believe I'm the only one who can manage it," Fiscalini said.

He also responded to questions about how he planned to improve the parking problems near SJSU by saying, "I support the idea of building a huge parking garage near south campus, it would mean less traffic in the area."

SpartaGuide

SpartaGuide is a daily calendar available to SJSU student, faculty and staff organizations at no charge.

TODAY

CLUB ANIMANIACS OF SJSU: Japanese animation showing, 4-8:30 p.m., Engineering Building Auditorium Room 189.

CAREER PLANNING AND PLACEMENT CENTER: Interview preparation, explore techniques for effective interview preparation, 12:30 p.m., S.U. Costanoan Room, call 924-6030. Co-op orientation, introduction to Cooperative Education, a professional work experience program. Includes details and application procedures, 12:30 p.m., S.U. Almaden Room, call 924-6030.

PRE-MED CLUB: Stanford School of Medicine tour, 1:45 p.m., meet behind Duncan Hall, call 452-0610.

JEWISH STUDENT UNION: Bowling, 8:45

Escape artist dies in coffin on Halloween

FRESNO (AP) — An escape artist who modeled himself after Harry Houdini died in a Halloween stunt when tons of dirt and wet cement collapsed the plastic glass coffin he had locked himself into.

Joseph W. Burrus, 32, who billed himself as "Amazing Joe," died at 9:30 p.m. Wednesday at Blackbeard's Family Fun Center, said police Lt. Roger Enmark.

The exact cause of death was not determined, Enmark said.

About 150 people, including some relatives, watched as aides frantically dug at the dirt and cement to try to rescue Burrus from the artificial grave.

"They attempted to get him out but it did no good," Enmark said.

Before the stunt, "Amazing Joe" said he considered himself a successor to the great escape artist Houdini, who died on Oct. 31, 1926.

"I consider myself a master of illusion and an escape artist. I believe I am the next Houdini and greater," Burrus said.

SAN JOSE STATE STUDENT-FACULTY SPECIALS

OIL CHANGE

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Spikers spook SLO; resume winning ways

By Shigeru Nishiwaki
Daily staff writer

In what was supposed to be a night for ghosts and goblins, in the eyes of Cal Poly San Luis Obispo the spookiest thing was the SJSU women's volleyball team.

The ninth-ranked Spartans defeated the Cal Poly SLO Mustangs 15-7, 15-3, 15-9 on Wednesday night.

The team's record is now 17-4, 9-4 in Big West conference play. The Mustangs dropped to 12-18.

The win, which took just over one hour, came as a relief for the team, which had lost three of its last four matches.

"Coming into the match, we wanted to win because we had those lingering thoughts about the losses," freshman setter Annie Shaughnessy said.

"I feel really good," Betsy Welsh said. "We needed a good match to get our confidence back up after the losses we had last weekend."

The match started evenly when neither team took a commanding lead. The Spartans were up 6-5 in the first game when they were able to break away, outscoring SLO 9-1 to capture the opening game win.

The Spartans dominance in the first game carried over to the second game, leaving them with a 12-0 lead on the verge of a shutout.

But Cal Poly SLO scored three consecutive points to rally late in the game.

After recovering the ball on a four hit call on Cal Poly SLO, Shaughnessy closed out the game by serving the next three points, including an ace that set up the game point.

Cal Poly played its strongest game of the evening in the third as it took a 6-4 lead. But the Spartans showed why they are ranked ninth, scoring the next eight points.

The Mustangs could score only three more points before SJSU reached match point. Leslie Page's block off Cal Poly SLO's Sonja Van Winden sealed the game and match.

"We really needed to play well tonight and I think we did," Page said.

"Technically, we did things very well," said Spartan head coach John Corbelli. "We were sharp on our side of the net."

"I didn't expect to play like we did tonight," Cal Poly's Lael Perlstrom said. "We weren't aggressive at all."

Statistically, the Spartans were led by Dawnis Wilson, who had 17 kills and 12 digs. Shaughnessy had 40 assists and two aces.

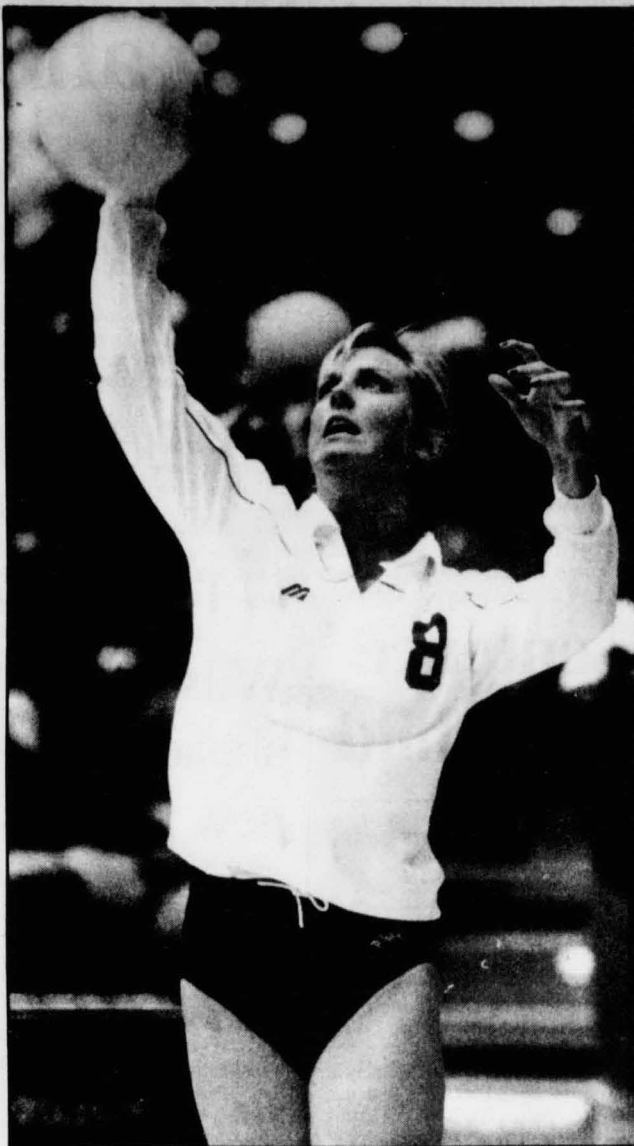
The Spartans resumed conference play Thursday night against New Mexico State University, but the scores were not available at press time.

Volleyball Stats

Cal Poly SLO	7	3	9
SJSU	15	15	15

Leaders

Kills - SJSU, Wilson 17, Welsh 11, McPherson 8. SLO, Van Winden 8, Myers 5.
Assists - SJSU, Shaughnessy 40, SLO, Kaialai 15.
Digs - SJSU, Wilson 12, Welsh 11, Wagner 9, SLO, Kaialai 9, Myers 6.
Team records - SJSU 17-4, (9-4); SLO, 12-18.
Attendance - 325.



Dan Ocampo — Daily staff photographer

Mary Ann Wagner warms up last week before the team traveled to Hawaii. SJSU won on Wednesday in three games.

Spartan offensive statistics

Rushing					
Name	Att.	Yds.	Avg.	TD	LQ
Canley	231	948	4.1	8	51
Barbosa	34	183	5.4	1	21
Hawthorne	17	106	6.2	2	43TD
Vargas	13	54	4.2	1	16
Blackmon	1	24	24.0	1	24TD
Jackson	2	18	9.0	0	14
Zerr	2	6	3.0	0	3
Brooks	2	2	1.0	0	4
Martini	45	(-7)	(-0.2)	2	17
Negrey	1	(-11)	(-11.0)	0	-11
Jordan	2	(-16)	(-8.0)	1	2
SJSU	355	1307	3.7	16	51

Receiving					
Name	No.	Yds.	Avg.	TD	LQ
Blackmon	35	490	14.0	5	65
Brooks	24	376	15.7	8	44
Canley	21	258	12.3	1	53TD
Barbosa	17	211	12.4	4	72TD
Burnett	15	299	19.9	2	67
Blakes	14	175	12.5	1	35
Jackson	13	156	12.0	1	23
Hawthorne	3	31	10.3	0	12
Sardate	2	28	14.0	0	15
SJSU	156	2155	13.8	17	72TD

Passing					
Name	Com.	Att.	Yds.	Pct.	TD Int.
Martini	149	272	2027	54.8	16 8
Jordan	6	13	93	46.2	1 1
Canley	1	2	35	50.0	0 1
SJSU	156	287	2155	54.4	17 10

by Mark Smith

Spartan defensive statistics

Linebackers

Name	SK	ASK	UT	AT	Tot.
Hieber	5	1	35	33	68
Scialabba	2	3	32	22	54
Clarke	1	1	17	18	35
Mayo	9	4	18	16	34
Burnham	2	1	15	11	24
Lampkins	2	0	9	13	22
Liebingood	0	0	5	6	11
Stuenkelberg	0	0	4	3	7
Forrest	0	0	4	2	6
Greeney	0	0	2	0	2

Defensive Linemen

Name	SK	ASK	UT	AT	Tot.
Bleisch	2	1	18	14	32
Vaoli	3	1	12	14	26
Powers	5	0	13	12	25
S. Smith	0	0	0	5	5
Bruggeman	0	0	1	0	1
Neel	0	0	1	0	1

Defensive Back

Name	INT	SK	UT	AT	Tot.
Colar	2	0	25	29	54
Washington	0	4	24	22	46
C. Thomas	1	0	21	16	37
Calcagno	1	0	19	16	35
E. Thomas	1	0	17	7	24
F. Smith	1	0	6	7	13
P. Franklin	1	0	7	4	11
Glatzhofer	0	0	3	2	5
E. Franklin	0	0	1	3	4
Hamilton	0	0	2	2	4
Jensen	0	0	3	0	3

KEY: SK-sacks, ASK-sacks assisted, UT-unassisted tackles, AT-assisted tackles, INT-interceptions

—by Mark Smith

Pillars in the trenches help lead Spartan offense

By Paul Wheaton
Daily staff writer

The mere term "offensive lineman" conjures up images of hard-working, nose-to-the-grindstone, blue-collar men who epitomize American values. They do the tough work but get no recognition.

Sheldon Canley is having a record-breaking year behind the blocking of a veteran offensive line, but many people don't even know the names of the men in the pit.

"I give them a big amount of credit," Canley said. "Without them in the trenches a lot of my yards wouldn't be possible. They're heroes in their own sense."

Seniors Pat Hinds, Chad Hymel, Brian Woods, Anthony Gallegos and junior Peni Iosefa have helped pave the way for Canley's success. All are returning starters, with the exception of returning red-shirt Iosefa.

These five veteran standouts have been a pillar of strength for the Spartan offense.

"The whole offense is based on how well the offensive line does," quarterback Ralph Martini said. "It starts with the big guys up front. If they have a bad day, we are in for a lot of trouble."

The Spartans' 5-2-1 record seems to indicate that there haven't been many "bad days" for the

men on the front line.

Consistency and self motivation are traits common among the five linemen.

"To really enjoy football you have to enjoy the little things, like making a good block," Hinds said.

Woods said, "You have to play for your self pride. (Offensive line) is the only position where you can't get player-of-the-week."

There is no statistic that accurately reflects the performance of the offensive line. However, the offensive linemen are the first to talk about the statistics of other team members.

"I think we are going to get Sheldon 1,000 yards (for the season) this week," Hinds said. "No, I know we will. Sheldon makes you want to block that much harder."

"We take pride in helping Sheldon get 1,000 yards or Ralph pass to the Young Guns (SJSU wide receivers)," Gallegos said.

When Martini was going for his fourth consecutive 300-yard passing game it was Hinds who said, "We've got to get Ralph 300 again," according to Martini.

"They know the records," Martini said. "That's their incentive. They take it from what we get."

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- Washington St. at Stanford: Stfd, 28-20
Cardinal wins after three blow-out losses
- SF 49ers at Green Bay: SF, 26-24
The Majik is gone; Niners dump Big Green

1990 forecast record:19-5

Note: Picks are a majority vote of the six-person Spartan Daily sports staff.

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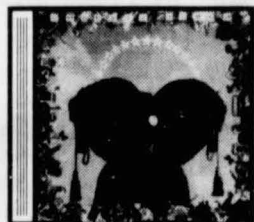
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FEINSTEIN

From page 1

"Big Green," is an idea whose time has come, she said. "Let's get cracking and do what we should do."

Members of the audience responded loudly and enthusiastically when she said she would sign into law provisions for health insurance for "all working Californians...within the first 100 days of my administration."

SJSU student Vicki Coffman, a Feinstein staffer, characterized the candidate as "courageous, skillful and knowledgeable."

She said she joined the campaign because "I want my daughters to have a role model. . . I would do anything to get this woman elected," she said.

Feinstein criticized Republicans in general and California Gov. George Deukmejian and former President Ronald Reagan specifically, for allowing education funding to slip through the cracks and down the fiscal drain.



Kevin Squires — Daily staff photographer

A student responds to a protestor's sign outside of The Event Center after gubernatorial candidate Diane Feinstein's speech.

"Education of our kids is sporadic at best," she said.

Feinstein said she would increase the percentage of lottery money that schools get to shore up the education system.

Laura Kennedy, a junior majoring

in nursing, said she was pleased that this type of political awareness activity was made available to students.

"It gives you a chance to hear their views that aren't misconstrued by reporters and the media," she said.

The rally was cosponsored by the Campus Democrats and the Associated Students to enhance political awareness on campus. Feinstein was welcomed to campus by A.S. President Armeze Washington and Merry Lindsay, president of Campus Democrats.

SJSU President Gail Fullerton did not attend the rally.

"Her schedule did not permit" her attending, said Lori Stahl, SJSU public information officer.

Eu said she has no faith in Republican leadership and in particular U.S. Senator Pete Wilson, who is opposing Feinstein in California's governor race.

"Republicans are all bad administrators. . . He has been to Sacramento and I say once is enough for Pete."

Outside the Event Center two SJSU student groups demonstrated in protest of Feinstein's visit and views.

Members of the College Republicans held banners proclaiming their support for Wilson. College Republican President Theresa Jacob said they were there ". . . to

make sure people know there is another candidate."

Another SJSU group, Students for Life, displayed anti-abortion signs outside the rally.

The candidates and other guests were introduced by Santa Clara County Supervisor Ron Gonzales. Gonzales is finance chairman for Feinstein's campaign in Santa Clara County.

Grabbing at Republican campaign fundraising techniques, McCarthy mentioned a \$25,000 per-couple breakfast hosted recently by President Bush.

"They served poached eggs that morning," he said. "That's \$12,500 for each poached egg."

Voters will need to decide, he said, "what kind of California are we going to build here?"

Stressing a message that the "entire Democratic ticket" should be elected, Brown said she has three main assets.

"I'm a woman, a Democrat and a Brown," she said. "I also have three

liabilities — I'm a woman, a Democrat and a Brown."

She is the daughter of former governor Edmund Brown and the sister of former governor Jerry Brown.

Alluding to the other Democratic women candidates, Brown asked the audience, "will you help me with the 'petticoat effect'?"

"This is the most important election of our time," Vasconcellos said. A 24-year political veteran, Vasconcellos called Republicans "haughty."

Referring to Deukmejian, he said, "I'm the chair on the Ways and Means Committee, and for the last three and a half years he hasn't even talked to me."

Republicans, he said "are so god-damn callous." They are out to "protect the rich and their money. . . They don't give a damn about anybody who isn't wealthy and well-to-do."

Feinstein, he said, is California's "ticket to the future."

VSA

From page 1

tion until around Oct. 1. At that time, he received a phone call from Trin Tran, former VSA president, who told him the VSA would like to donate the \$400.

Ha said VSA officials had agreed in February, prior to the benefit show, to donate the proceeds to the Center for Southeast Asian Refugee Resettlement.

After the show, Ha claimed the officials reneged, saying they'd

never made the agreement to start with.

Daniel Vu, coordinator for the center, said he understood that his center would receive the donations, though he never did.

High school students involved with Vu's center donated some time performing in the show, believing the center would benefit, he said. "I even made the donation box," Vu said.

In an attempt to put the past behind them, Quách said currently the 25 VSA officers are working to develop the VSA's role at SJSU.

They've created an eight-page

newsletter in Vietnamese for members and other interested students that provides information on VSA activities.

The activities include a scholarship fund, book-trading club, an outlet for students' creative writing and a volleyball/badminton tournament scheduled for Dec. 1 and 2.

The tournament will have participants from college and university VSA groups throughout Northern California, Quách said.

Quách said the 1,000 copies of the newsletter were printed at a cost of \$200. VSA officials were able to

sell enough ads to cover \$175 of the printing, leaving \$25 to come out of club accounts.

The scholarship fund and book-trading are just getting started, Quách said. Once developed they will be for VSA members only. He said he hopes this will encourage people to join.

The news letter is open to SJSU students "who want to publish their poetry and short stories in Vietnamese. We want to encourage students to practice their Vietnamese."

"Seeing their name in print is incentive," he said.

FECES

From page 1

and left their droppings on anything below them.

"It became an issue when some of the droppings were improperly removed and they became airborne and entered the building through the ventilation system," said Dorothy Connell, assistant dean from the school of science.

Cleaners were unaware of the toxicity of the waste and it was only when a technician pointed out the dangers that precautions were taken, according to Connell.

During this time, the environmental health and safety director drafted a memo outlining a proce-

dures for removing the waste, Connell said.

The plan requires that cleaners wear protective gear, wet down the feces with a water and bleach mixture and that all air ducts and fans be shut down and closed during the process, as stated in the memo.

"Some people overreact and say there's a problem and others claim they've never heard of any dangers," Connell said.

Duncan Hall, located between the Fourth Street and Seventh Street garages, is a favorite roosting place for pigeons because of its many ledges. The best place to view piles of poop four feet tall is from windows in the elevator hallway looking out toward Seventh Street.

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West Hall haunted and scary; residents treat kids to candy

By Amanda Heien

Cobwebs filled the ninth and 10th floors of Joe West Hall on Tuesday night and it was not because the custodians could not reach the corners of the walls to clean.

The guests, who ranged in ages from 10-18 and were from the Friends From Outside women's shelter and the Bill Wilson House, trick-or-treated through the ninth and 10th floors of Joe West Hall on Tuesday night, according to Gina Yamamoto, Third House secretary.

The Third House, (the West Hall government for the ninth and 10th floors) and interest group Sigma Pi co-sponsored the Halloween event with a mummy wrap, marshmallow races, face painting, Twister games and trick-or-treating for the group, according to Brian Garcia, president of the Third House and Sigma Pi member.

"I'm just happy to do this, it's one thing Sigma Pi is about, helping the community and helping the school," said Tom Glass, Sigma Pi vice president.

Ninth floor resident Erica Shirley, speaking for the Third House said, "for the most part they want them to have a really good time."

"It gives (the children) an opportunity to have a positive direction in life and say 'wow' these guys are in college and I want to do that," Sigma Pi member Scott Groneman said.

One of the guests was 8-year-old Tiff, who came to West Hall for probably the only Halloween celebration she'll have this year. Tiff said that she met a buddy from West Hall and talked about her favorite musical group, New Kids On The Block, and her witch costume.

"I wanted to be a witch," she said as she brushed her black and grey wig away from her face.

The residents of the Third House supported the event with their own Halloween games.

Ninth floor resident J.P. Kauinana created a haunted house with some of the residents on the floor to add to the pre-Halloween festivities for the younger guests.

At his parent's home, Kauinana would prepare for neighborhood trick or treaters with gravestones and dry ice in the front yard and "scare the hell out of them," he said.

With the cue "Count, I need a piece of candy," from resident Chris McMitchell, "Count" Kauinana would swing open the door and frighten the Halloweeners that were waiting in the hall.

"Is he human?" one child asked about McMitchell.

"This is so much fun," Kauinana said with a devilish smile across his painted face.

"You can always scare a kid twice."

Modern dance, poetry and sculpture highlight Dance for Two this weekend

By Shellie Terry

Daily staff writer

Modern dance pieces, performed to a wide range of music such as Mozart, Kate Bush and Siouxsie & the Banshees, will be presented on campus Saturday and Sunday nights.

A San Jose-based dance company called Dance For Two coordinated six dance pieces, three poetry readings and four sculpture displays by Robin Maxwell which begin at 8 p.m. in the SJSU Dance Studio Theatre.

All of the dances will be either solos or duets. The pieces range from humorous to dramatic with story lines.

In a piece called "Appollan-katu," a man riding a bike in a trench coat comes across a woman playing a violin. After dancing to-

gether, the two people trade identities.

"Somebody's got to be pleased with each piece," said Jenny McAllister of Dance For Two.

Many of the dances depict everyday situations and male/female relationships.

"If you can relate to something on stage it's easier to watch," McAllister said.

The show will run approximately 90 minutes with an intermission.

The Dance For Two company was formed 1 1/2 years ago by Donn Frederick Leach and McAllister. The dancers met at SJSU and are now both working on their masters degrees here while running their two-person company.

"We thought 'How perfect to have a two-person company: you

only have to split the pay check two-ways'," McAllister said. "It's difficult to make money dancing, but we do it for the love of dance and to keep the tradition alive."

Leach and McAllister not only work together, but live together as well.

"It's good because it's easier for us to act together on stage when we have to act like we're in love," McAllister said.

Dance For Two has performed in the bay area as well as Arizona and hope to perform in Los Angeles in April.

Tickets for Saturday and Sunday's show are \$5 for students and \$7 for general audience.



Publicity photo

Indian dancer Mythili Kumar is scheduled to perform Saturday on campus

Indian dance comes to SJSU

By Shellie Terry

Daily staff writer

An India-native dancer and her dance company will perform classical Indian dance forms on Saturday night.

Mythili Kumar, director of the Abhinaya Dance Company in San Jose, will present "Women Triumphant" which depicts mythical goddesses in Morris Dailey Auditorium at 7 p.m.

The dance forms which Kumar specializes in include Bharatanatyam, Kuchipudi and Odissi. Indian dance involves hand vocabu-

lary, precise and forceful foot movements and, unlike western dance, incorporates facial gestures.

The Bharatanatyam form comes from south east India and was originally performed by devadasis, the servants of the Gods such as priests and priestesses.

Kumar began dancing at 8 years-old. She studied these dance pieces extensively in New Delhi, India before coming to America in 1978. Kumar formed her dance company in 1981 and has trained eleven students to performance-

quality. All of the dancers, except one guest artist, performing on Saturday are from the Abhinaya school. This show marks the first performance in San Jose by Kumar's non-profit school.

The guest dancer, Jyotirmayi Lakkaraju, originally from south central India, specializes in the Kuchipudi dance form.

Saturday's performance has been funded partially by a grant from Mervyns for a two-year project. Kumar plans to return to SJSU next year in November.

Pristine's Picks

For the weekend of Nov. 2

Events: FOOTBALL



Take advantage of one of the few tailgating opportunities left this season as SJSU takes on Cal State Fullerton on Saturday. Our Spartan Sports Studs predict SJSU 39, Fullerton 11.

Music, sort of:



2 Live Crew, those purveyors of pornographic prose, will be taking the stage at the Santa Clara County Fairgrounds Saturday night. All I can say is that I'm sure that you have better things to do than listen to them scream out their own sexual deviances.

Nightly Pris show's up at the Daily each Thursday to tell us and you where to go and what to do each weekend. Pristine's opinions are her own, but we usually agree. She can occasionally be reached at (408) 924-3280.

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